

MILBERG WEISS & BERSHAD LLP
JEFF S. WESTERMAN (94559)
CHERYL A. WILLIAMS (193532)
MICHIO MICHELLE FURUKAWA (234121)
One California Plaza
300 S. Grand Avenue, Suite 3900
Los Angeles, CA 90071
Telephone: (213) 617-1200
Facsimile: (213) 617-1975

Lead Counsel for Plaintiffs

GIRARD GIBBS LLP
DANIEL C. GIRARD (SBN 114826)
JONATHAN K. LEVINE (SBN 220289)
AARON M. SHEANIN (SBN 214472)
601 California Street, Suite 1400
San Francisco, CA 94108
Telephone: (415) 981-4800
Facsimile: (415) 981-4846

Local Counsel for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

In re)	Master File No. C-04-2297 SC
OMNIVISION TECHNOLOGIES, INC.,)	
)	<u>CLASS ACTION</u>
)	
)	STIPULATION AND [PROPOSED] ORDER
This Document Relates To:)	RE UPCOMING DISCOVERY AND TRIAL
)	DATES
CASE NOS. 04-2297-SC; 04-2298-SC; 04-)	
2385-SC; 04-2410-SC; 04-2419-SC; 04-2425-)	
SC; 04-2433-SC; 04-2474-SC; 04-2514-SC;)	
04-2525-SC; 04-2570-SC; and 04-4350-SC)	

STIPULATION & [PROPOSED] ORDER RE UPCOMING DISCOVERY & TRIAL DATES

Case No. C-04-2297 SC

DOCS\389736v1

STIPULATION

As the Court was notified on November 22, 2006, the parties reached an agreement in principle to settle this action. The parties are currently finalizing settlement documents. In light of the settlement reached between the parties, the parties request that all upcoming discovery and trial deadlines scheduled in this case be taken off calendar pending completion of the settlement, including the following:

1. January 19, 2007 - Discovery cut-off (including fact discovery and expert discovery);
2. February 16, 2007 - Last hearing date for motions;
3. March 2, 2007 - Pretrial conference, 10:00 a.m.; and
4. March 19, 2007 - Trial, 9:30 am.

NOW THEREFORE, the parties to this action, by and through their attorneys, hereby STIPULATE AND AGREE that the following discovery and trial deadlines scheduled in this case be taken off calendar:

1. January 19, 2007 - Discovery cut-off (including fact discovery and expert discovery);
2. February 16, 2007 - Last hearing date for motions;
3. March 2, 2007 - Pretrial conference, 10:00 a.m.; and
4. March 19, 2007 - Trial, 9:30 am.

DATED: January 10, 2007

MILBERG WEISS & BERSHAD LLP
JEFF S. WESTERMAN
CHERYL A. WILLIAMS
MICHIO MICHELLE FURUKAWA

/s/ Cheryl A. Williams
CHERYL A. WILLIAMS

One California Plaza
300 S. Grand Avenue, Suite 3900
Los Angeles, CA 90071
Telephone: (213) 617-1200
Facsimile: (213) 617-1975

Lead Counsel for Plaintiffs

1 DATED: January 10, 2007

WILSON SONSINI GOODRICH
& ROSATI
JENNY L. DIXON

4 /s/ Jenny L. Dixon
JENNY L. DIXON

5 One Market, Spear Tower, Suite 3300
6 San Francisco , CA 94105
7 Telephone: (415) 947-2000
Facsimile: (415) 947-2099

8 Attorneys for Defendants OMNIVISION
9 TECHNOLOGIES, INC., SHAW HONG,
RAYMOND WU, H. GENE McCOWN and
10 JOHN T. ROSSI

11 * * *

12 **ORDER**

13 Pursuant to the parties' stipulation, the Court hereby orders as follows:

- 14 1. The January 19, 2007 fact and expert discovery cutoff is off calendar.
15 2. The February 16, 2007 deadline to hear any motions is off calendar.
16 3. The March 2, 2007 Pretrial Conference is off calendar.
17 4. The March 19, 2007 Trial date is off calendar.

18
19
20 DATED: 1/10/07



DECLARATION OF SERVICE BY MAIL

I, the undersigned, declare:

1. That declarant is and was, at all times herein mentioned, I am employed in the County of Los Angeles, over the age of 18 years, and not a party to or interest in the within action; that declarant's business address is One California Plaza, 300 South Grand Avenue, Suite 3900, Los Angeles, California 90071-3149.

2. That on January 10, 2007, declarant served the STIPULATION AND [PROPOSED] ORDER RE UPCOMING DISCOVERY AND TRIAL DATES by depositing a true copy thereof in a United States mailbox at Los Angeles, California in a sealed envelope with postage thereon fully prepaid and addressed to the parties listed on the attached Service List.

3. That there is a regular communication by mail between the place of mailing and the places so addressed.

4. That on the above date, declarant served via e-mail to: scac@law.stanford.edu.

I declare under penalty of perjury that the foregoing is true and correct. Executed this 10th day of January, 2007 at Los Angeles, California.

/s/ Faith Farina

FAITH FARINA

**OMNIVISION
SERVICE LIST**

Counsel for Plaintiffs

Jeff S. Westerman
Cheryl A. Williams
Michiyo Michelle Furukawa
MILBERG WEISS & BERSHAD LLP
One California Plaza
300 S. Grand Avenue, Suite 3900
Los Angeles, CA 90071
Telephone: (213) 617-1200
Facsimile: (213) 617-1975

Eric T. Chaffin
Rick M. Barreca
SEEGER WEISS LLP
One William Street
New York, NY 10004
Telephone: (212) 584-0700
Facsimile: (212) 584-0799

Daniel C. Girard
Jonathan K. Levine
Aaron M. Sheanin
GIRARD GIBBS LLP
601 California Street, Suite 1400
San Francisco, CA 94108
Telephone: (415) 981-4800
Facsimile: (415) 981-4846

Charles J. Piven
BROWER PIVEN,
A PROFESSIONAL ASSOCIATION
The World Trade Center-Baltimore
401 E. Pratt Street, Suite 2525
Baltimore, Maryland 21202
Telephone: (410) 332-0030
Facsimile: (410) 685-1300

Thomas J. McKenna
GAINEY & MCKENNA
295 Madison Avenue
Fourth Floor
New York, NY 10017
Telephone: (212) 983-1300
Facsimile: (212) 983-0383

Counsel for Defendants

Jenny L. Dixon
WILSON SONSINI GOODRICH & ROSATI
One Market, Spear Tower, Suite 3300
San Francisco, CA 94105
Telephone: (415) 947-2000
Facsimile: (415) 947-2099

Douglas J. Clark
Jared L. Kopel
Cameron P. Hoffman
Kelley E. Moohr
WILSON SONSINI GOODRICH
& ROSATI
650 Page Mill Road
Palo Alto, CA 94304-1050
Telephone: (650) 493-9300
Facsimile: (650) 493-6811

*Attorney for Omnivision Technologies, Inc.,
Shaw Hong, John T. Rossi, H. Gene McCown,
and Raymond Wu.*